

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To require foreign motor carriers to immediately  
comply with certain safety requirements.

**IN THE SENATE OF THE UNITED STATES—108th Cong., 1st Sess.**

(no.) \_\_\_\_\_

(title) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Referred to the Committee on \_\_\_\_\_  
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. DORGAN

Viz:

1       At the end of subtitle A of title II, add the following

2 new section:

3 **SEC. 243. APPLICATION OF SAFETY STANDARDS TO CER-**

4 **TAIN FOREIGN MOTOR CARRIERS.**

5       (a) APPLICATION OF SAFETY STANDARDS.—Section

6 30112 of title 49, United States Code, is amended—

1           (1) in subsection (a), by striking “person” and  
2           inserting “person, including a foreign motor car-  
3           rier,”; and

4           (2) by adding at the end the following new sub-  
5           section:

6           “(c) DEFINITIONS.—In this section:

7           “(1) FOREIGN MOTOR CARRIER.—The term  
8           ‘foreign motor carrier’ has the meaning given that  
9           term in section 13102 of this title.

10          “(2) IMPORT.—The term ‘import’ means trans-  
11          port by any means into the United States, on a per-  
12          manent or temporary basis, including the transpor-  
13          tation of a motor vehicle into the United States for  
14          the purpose of providing the transportation of cargo  
15          or passengers.”.

16          (b) REQUIREMENT FOR CERTIFICATE OF COMPLI-  
17          ANCE.—Section 30115 of title 49, United States Code, is  
18          amended by adding at the end the following new sub-  
19          section:

20          “(c) APPLICATION TO FOREIGN MOTOR CARRIERS.—

21               “(1) IN GENERAL.—The requirement for certifi-  
22          cation described in subsection (a) shall apply to a  
23          foreign motor carrier that imports a motor vehicle or  
24          motor vehicle equipment into the United States.  
25          Such certification shall be made to the Secretary of

1       Transportation prior to the import of the vehicle or  
2       equipment.

3               “(2) DEFINITIONS.—In this subsection:

4                       “(A) FOREIGN MOTOR CARRIER.—The  
5                       term ‘foreign motor carrier’ has the meaning  
6                       given that term in section 13102 of this title.

7                       “(B) IMPORT.—The term ‘import’ has the  
8                       meaning given that term in section 30112 of  
9                       this title.”.

10       (c) TIME FOR COMPLIANCE.—The amendments made  
11 by sections (a) and (b) shall take effect on the date of  
12 enactment of this Act. The Secretary of Transportation  
13 may not issue any rule or regulation that delays the appli-  
14 cation of the provisions of such amendments to a foreign  
15 motor carrier, as that term is defined in section 13102  
16 of title 49, United States Code.